

Jeremy C. Lieb (WSB #47219)  
 Erik Grafe (AK Bar #0804010) (*pro hac vice*)  
 EARTHJUSTICE  
 441 W 5th Avenue, Suite 301  
 Anchorage, AK 99501  
 T: 907.277.2500  
 F: 907.277.1390  
 E: jlieb@earthjustice.org  
 egrafe@earthjustice.org

Kristen L. Boyles (WSB #23806)  
 EARTHJUSTICE  
 705 Second Avenue, Suite 203  
 Seattle, WA 98104  
 T: 206.343.7340  
 F: 206.343.1526  
 E: kboyles@earthjustice.org

*Attorneys for Citizens for Clean Air, a project of  
 Alaska Community Action on Toxics, and Sierra Club*

UNITED STATES DISTRICT COURT  
 FOR THE WESTERN DISTRICT OF WASHINGTON  
 AT SEATTLE

CITIZENS FOR CLEAN AIR, a project of  
 ALASKA COMMUNITY ACTION ON TOXICS,  
 and SIERRA CLUB,

Plaintiffs,

v.

ANDREW WHEELER, in his official capacity as  
 Administrator of the United States Environmental  
 Protection Agency, and CHRIS HLADICK, in his  
 official capacity as Regional Administrator of the  
 United States Environmental Protection Agency  
 Region 10,

Defendants.

STATE OF ALASKA

Defendant-Intervenor.

Case No. 2:18-cv-01803-TSZ

JOINT STIPULATED MOTION TO  
 HOLD BRIEFING SCHEDULE IN  
 ABEYANCE

JOINT STIP. MOT. TO HOLD BRIEFING SCHEDULE IN ABEYANCE  
 (Case No. 2:18-cv-01803)

*Earthjustice*  
 705 Second Avenue, Suite 203  
 Seattle, WA 98104  
 206.434.7340

The parties expect to file a proposed settlement with the Court on or before October 11, 2019. To allow the Defendants to complete their internal approval processes, the parties jointly request that the briefing schedule entered by the Court's September 11, 2019, order, Dkt. 33, be amended as follows:

Plaintiffs' Motion for Summary Judgment – October 11, 2019 (noted on the court's motion calendar for November 29, 2019)

Defendants' Response and Cross Motion for Summary Judgment – November 1, 2019

Plaintiffs' Reply/Response – November 15, 2019

Defendants' Reply/Response – November 29, 2019

Presented this 30th day of September 2019, by:

s/ Jeremy C. Lieb

Jeremy C. Lieb (WSB #47219)  
Erik Grafe (AK Bar #0804010) (*pro hac vice*)  
EARTHJUSTICE  
441 W 5th Avenue, Suite 301  
Anchorage, AK 99501  
T: 907.277.2500  
F: 907.277.1390  
E: jlieb@earthjustice.org  
egrafe@earthjustice.org

s/ Kristen L. Boyles

Kristen L. Boyles (WSB #23806)  
EARTHJUSTICE  
705 Second Avenue, Suite 203  
Seattle, WA 98104  
T: 206.343.7340  
F: 206.343.1526  
E: kboyles@earthjustice.org

*Attorneys for Citizens for Clean Air, a project of Alaska  
Community Action on Toxics, and Sierra Club*

1 s/ Sheila Baynes

2 Sheila Baynes (MT Bar #37722843)  
3 U.S. Department of Justice  
4 Environmental & Natural Resources Division  
5 Environmental Defense Section  
6 P.O. Box 7611  
7 Washington, DC 20044  
8 T: 202.514.2617  
9 F: 202.514.8865  
10 E: sheila.baynes@usdoj.gov

11 *Counsel for Defendants*

12 s/ Emma Pokon

13 Emma Pokon (Alaska Bar No. 1011112)  
14 ALASKA DEPARTMENT OF LAW,  
15 Office of the Attorney General  
16 1031 W. 4th Avenue, Suite 200  
17 Anchorage, AK 99501  
18 Tel: (907) 269-5100  
19 Email: emma.pokon@alaska.gov

20 s/ Anthony J. Gaspich

21 Anthony J. Gaspich, WSBA No. 19300  
22 GASPICH LAW OFFICE PLLC  
23 1000 Second Avenue, Suite 3330  
24 Seattle, WA 98104  
25 Tele (206) 956-4204  
26 Email: tony@gaspichwilliams.com

*Attorneys for Defendant-Intervenor  
State of Alaska*

It is so ordered.

Dated this \_\_\_\_ day of September, 2019.

\_\_\_\_\_  
Hon. Thomas S. Zilly  
UNITED STATES DISTRICT JUDGE

**CERTIFICATE OF SERVICE**

I hereby certify that on September 30, 2019, I electronically filed the foregoing JOINT STIPULATED MOTION TO HOLD BRIEFING SCHEDULE IN ABEYANCE with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: Sheila Baynes, Anthony J. Gaspich, and Emma Pokon.

Dated: September 30, 2019

s/ Jeremy C. Lieb

Jeremy C. Lieb (WSB #47219)

Erik Grafe (AK Bar #0804010) (*pro hac vice*)

EARTHJUSTICE

441 W 5th Avenue, Suite 301

Anchorage, AK 99501

T: 907.277.2500

F: 907.277.1390

E: jlieb@earthjustice.org

egrafe@earthjustice.org

*Attorney for Citizens for Clean Air, a project of  
Alaska Community Action on Toxics, and Sierra  
Club*